

ANGUS COUNCIL

CIVIC GOVERNMENT (SCOTLAND) ACT 1982

MARKET OPERATORS

1. The market operator shall be permitted to hold a market on/in the site/premises referred to in the licence and at no other location.
2. The market operator shall be permitted to hold a market only on the day or days, and at the times specified in his licence.
3. The market operator shall display his licence at the premises when the market is taking place so that it may conveniently be read by all members of the public attending the market.
4. At least seven days before any market commences, the market operator must submit to the Council for approval a plan showing the proposed layout of stalls, gangways etc. and detailing the proposed construction of the stalls. The market operator shall comply with any requirements of the Director of Planning and Transport, Economic Development, the Director of Environmental and Consumer Protection, the Firemaster and the Chief Constable or his or their representatives in relation to the occupation of the site/premises.
5. The market operator shall ensure that no alcoholic liquor is on or being consumed in the premises that no person who is drunk is allowed therein, that good order and decency is maintained while a market is being held, and shall assist the Police in dealing with any incidents of disorder, or in the arrest or expulsion of offenders.
6. The market operator shall ensure to the satisfaction of the Director of Environmental and Consumer Protection that an adequate number of receptacles are provided within and outwith the premises at all times for the deposit of litter by stallholders and members of the public; that said receptacles are emptied regularly and that pavements or public areas bordering the premises are kept clear of litter at all times.
7. The market operator shall be responsible for ensuring to the satisfaction of the Director of Environmental and Consumer Protection that, within a reasonable period of time not exceeding three hours following the conclusion of the market, the premises are cleared, tidied and restored to their condition immediately prior to the establishment of the market.
8. The market operator shall, not later than forty-eight hours prior to the commencement of the market, furnish the Council with a comprehensive list of all the traders who, are participating in the market. The Council or one of its authorised officers shall be entitled, on cause shown, to prohibit any trader from participating in the market.
9. The market operator shall be responsible for ensuring that where traders use stalls for the sale of food, the traders provide and maintain in proper working order equipment necessary for the proper cleaning and sterilizing of all utensils and vessels used in connection therewith and comply with any regulations made under the Food and Safety Act 1990; all to the satisfaction of the Director of Environmental and Consumer Protection.

10. The market operator shall be responsible for ensuring that all dealers in second-hand goods have a licence to deal in such goods in terms of Section 24 of the Civic Government (Scotland) Act 1982. Any dealer in second-hand goods who has a licence issued by the Council or another authority shall not require a separate licence for a stall at a market within the Council area.
11. The market operator shall ensure that sufficient toilet and hand washing facilities are available for traders participating in the market and where appropriate for those frequenting the market. Such facilities shall be readily accessible and where temporary facilities have been provided they shall be sited to the satisfaction of the Director of Environmental and Consumer Protection. The number of such facilities shall be determined by the Director of Environmental and Consumer Protection. The facilities shall be maintained in a clean and tidy condition, a satisfactory state of decoration, and in good working order, all to the satisfaction of the Director of Environmental and Consumer Protection.
12. The market operator shall comply with or ensure compliance with all fire precaution requirements to the satisfaction of the Firemaster of Tayside Fire Brigade including the provision of a telephone for calling the Fire Brigade and a Water Gas Extinguisher being available within 20 metres of every stall.
13. The market operator shall obtain any necessary planning consent and building warrant before commencement of the market.
14. Notwithstanding the above and any other conditions annexed, the market operator, while the market is in operation, shall comply with any order or instruction given by an officer of Tayside Police Force:-
 - (a) for the prevention of obstruction or annoyance to the public or to the occupiers of any premises, or
 - (b) in connection with any emergency or disturbance, or
 - (c) on any occasion when an Officer at his discretion may consider it necessary in the public interest to give such order or instruction.
15. The market operator shall provide cover for all stallholders against claims of up to £1 million by third parties occasioned by negligence on the part of stallholders or any authorised employee of the licenceholder.
16. Any authorised officer of the Council, an officer of the Fire Authority or a Police Officer shall, before, during and after the market, be permitted free access to the premises at any time for inspection purposes and shall be afforded all reasonable assistance in this regard by the market operator.